

FILED 06 MAR 20 08:51 USDC-ORF

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

ROLAND CANTLEY,)	
)	
Plaintiff,)	
)	Civil No. 05-1766-ST
v.)	
)	
)	O R D E R
DSMF, INC.,)	
)	
Defendant.)	
_____)	

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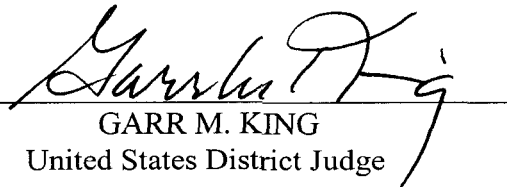
KING, Judge:

The Honorable Janice Stewart, United States Magistrate Judge, filed Findings and Recommendation on February 2, 2006. Defendant filed timely objections to the Findings and Recommendation. When either party objects to any portion of a magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). The matter is before this court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

This court has, therefore, given de novo review of the rulings of Magistrate Judge Stewart. This court ADOPTS the Findings and Recommendation of Magistrate Judge Stewart dated February 2, 2006 in its entirety.

IT IS HEREBY ORDERED that DSMF, Inc.'s Motion to Dismiss (#5) and Cantley's request for sanctions, raised in Cantley's Response to the Motion to Dismiss (#10) are denied.

DATED this 20th day of March, 2006.


GARR M. KING
United States District Judge